

GP 1648
\$ M. N. W. M.
\$ 09-03-98

PATENT

Attorney Docket No. 2356-0011-06

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

ALIZON, et al.

Application No.: 09/041,975

Filed: March 13, 1998

For: VARIANT OF LAV VIRUSES

Group Art Unit: 1648

Examiner: Unassigned

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Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Action or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$240.00 as specified by Section 1.17(p).

A copy of newly listed U.S. Patent No. 5,763,160, issued June 9, 1998 is enclosed, as are copies of PTO Forms 892 and 1449 cited or submitted to the Office in prior parental applications U.S. Application Serial No. 08/471,474, filed June 6, 1995; U.S. Application Serial No. 08/154,397, filed November 18, 1993; U.S. Application Serial No. 07/988,530, filed December 12, 1992; U.S. Application Serial No. 07/656,797, filed February 19, 1991; and U. S. Application Serial No. 07/038,330, filed April 13, 1987, upon which applicant relies for the benefits provided in 35 U.S.C. § 120.

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Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

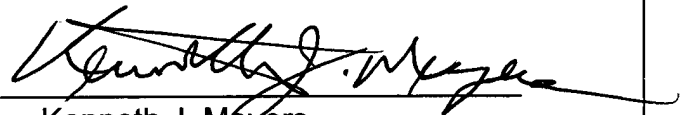
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By:



Kenneth J. Meyers
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Dated: August 26, 1998

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